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# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF VIRGINIA Lynchburg Division

IN RE:	)
BRUCE STUART BOONE, SR MEREDITH BOONE,	) Case # 24-60405-RBC
Debtors	) (Chapter 11)
	)

#### NOTICE OF HEARING

PLEASE TAKE NOTICE that a hearing on the Motion set out below will be held on July 18, 2024, at 11:00 a.m. before the Honorable Rebecca B. Connolly via Zoom for Government using the following information: Meeting ID: 160 369 2643; URL: https://vawb-uscourtsgov.zoomgov.com/j/1603692643.

If you do not want the Court to grant the relief requested in the motion, then, pursuant to Local Rule 9013-1, you must file a response 7 days before the hearing date. Absent a timely filed response, a proposed order will be tendered to the Court granting the relief requested in the motion and the Court may treat the motion as conceded and enter the proposed order without the necessity of holding a hearing.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one).

### MOTION OF DEBTORS' COUNSEL TO PERMIT TERMINATION OF REPRESENTATION

COMES NOW counsel for Debtors, Christopher S. Moffitt, and respectfully moves this Honorable Court for an order authorizing counsel's termination of representation and providing Debtors with a reasonable time to appoint replacement counsel. As reasons for his motion, counsel states as follows:

1. Certain aspects of counsel's post-petition representation involve risks that were not known by counsel at the time of his retention.

- 2. He has discovered post-petition that representation of Debtors in this matter would result in an unreasonable financial burden on the lawyer.
- 3. His continued representation of the Debtor would likely involve a conflict of interest.
- 4. He now knows, at age seventy-seven, that the physical demands of his continued representation in this case may constitute a burden on his health.
- 5. By all indications, Counsel's primary duties as the case moves forward will involve work that is outside the scope of services set forth in the Debtors' and Counsel's engagement agreement.
- 6. The above cited items constitute "cause" for withdrawal under the Rules of this Court, and the clients have had prior notice of counsel's intent to file this motion.
- 7. Counsel is not a member of the Bar of the DC Bankruptcy Court; accordingly, should this Court grant the pending motion to transfer venue to that Court, counsel would not be qualified to appear in this case.
- 8. The court's providing Debtors with reasonable time to find replacement counsel would greatly minimize prejudice to the Debtor.

WHEREFORE, for the reasons set forth above, Debtor respectfully requests that the Court enter an order authorizing counsel's withdrawal from the case and provide such other and further relief as the court deems appropriate.

## MEMORANDUM OF POINTS AND AUTHORITIES

- 1. Local Rule 2091-1.
- 2. RPC-1.16.

/s/ Christopher S. Moffitt Christopher S. Moffitt #18195 218 North Lee Street Alexandria, Virginia 22314 703/683-0075 Counsel for Debtor

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing corrected motion and notice was electronically filed on June 17, 2024, with the United States Bankruptcy Court. That filing caused copies of this Motion to be transmitted through the Court's CM/ECF system to all parties designated to receive same. In addition, copies of this motion were mailed by first class mail to each Debtor at his/her address on file in this case and to all the creditors listed on the mailing matrix filed in this case.

/s/Christopher S. Moffitt

Case 24-60405 Label Matrix for local noticing 0423-6 Case 24-60405 Western District of Virginia Lynchburg Mon Jun 17 14:24:36 EDT 2024 AG Utility Construction Inc 2205 Pointers Glen Way Wendell, NC 27591-9163

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Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main us Bandaun ente Page 4 of 14 Lynchburg Division 1101 Court St, Room 166 Lynchburg, VA 24504-4597

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Absolute Recycling Contractors PO Box 77077 Greensboro, NC 27417-7077

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American Express Travel Related Ser c/o Zwicker and Associates, P.C. P.O. Box 9043 Andover, MA 01810-0943

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Bryan Dentingenic Page 5 of 14 8125 Hard Shale Road Manassas, VA 20111-5241

Case 24-60405 Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main Brya Documento Page 5 of 14 Cas Fencing Inc.

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CC-AL Investments LLC PO Box 5528 High Point, NC 27262-5528 COMPTROLLER OF MARYLAND BANKRUPTCY UNIT 301 W PRESTON ST ROOM 409 Baltimore, MD 21201-2383 Canhelco 111 Kingsley Rd SW Vienna, VA 22180-6504

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Centra Heath PO Box 820242 Philadelphia, PA 19182-0242 Charles County MD - Treasury Dept. 200 Baltimore Street PO Box 2607 La Plata, MD 20646-2607 Charles Gregory 5254 Florida Holly Dr. Orlando, FL 32811-7928

Christian Torrez Aranda 8768 Kanawho Ct. Lorton, VA 22079-3021 Christopher A. Jones
WHITEFORD, TAYLOR & PRESTON
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City of Annapolis 160 Duke of Gloucester Street Annapolis, MD 21401-2517 City of Bowie 15901 Fred Robinson Way Bowie, MD 20716-2266 City of Durham 101 City Hall Plaza Durham, NC 27701-3328

City of Greenbelt 25 Crescent Road Greenbelt, MD 20770-1891 City of Winchester Rouss City Hall 15 North Cameron Street Winchester, VA 22601-6082 Cole Schotz P.C. Irving E. Walker, Esquire 1201 Wills Street, Suite 320 Baltimore, MD 21231-3823

Colonial Electric Supply, Inc. PO Box 414564 Boston, MA 02241-4564 Comcast Cable Corporation ATTN: Cost Recovery, Suba Roberts PO Box 6505 Chelmsford, MA 01824-0905 Commonwealth of Virginia Department of Taxation PO BOX 2156 Richmond, VA 23218-2156

Concentra Occupational Hlth Ctrs of the South PO Box 18277 Halethorpe, MD 21227-0277 Concrete Now 5015 Cook Road Beltsville, MD 20705-2002

Congratulations Construction Inc. 4101 Taunton Drive Beltsville, MD 20705-2857

Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main Case 24-60405 Construction Credit & Finance Group constance Consta Page 6 of 14 Cooley LLP 6101 Blair Road, NW 9160 Forum Corp Parkway Attn: Erin F. Ramana, Esq. Fort Myers, FL 33905-7805 Suite E 11951 Freedom Drive, Suite 1400 Washington, DC 20011-1401 Reston, VA 20190-5659 Corporation Service Company County of Appomattox County of Fairfax 801 Adlai Stevenson Drive Appomattox County Treasurer Department of Tax Administration Springfield, IL 62703-4261 329A Court St PO BOX 689 PO Box 10201 Appomattox, VA 24522-0689 Fairfax, VA 22035-0201 Custom Truck One Source DC Materials Cruz Ayala Lara 14201 Layhill Rd. P.O.Box 773385 11727 Daisy Lane Silver Spring, MD 20906-2018 Chicago, IL 60677-3385 Glenn Dale, MD 20769-9008 DC Materials Inc. DC Office of Tax & Revenue DC Office of Tax & Revenue 3334 Kenilworth Avenue 1101 4th St., SW DC Treasurer Hyattsville, MD 20781-1011 Washington, DC 20024-4457 PO Box 96384 Washington, DC 20090-6384 DC Office of Tax & Revenue DC Office of Tax & Revenue DC Office of the Attorney General PO BOX 37559 PO BOX 75520 400 6th St., NW Washington, DC 20013-7559 Washington, DC 20013-0520 Washington, DC 20001-0189 DC Office of the Attorney General (p) DEERE CREDIT SERVICES INC DHill Professional Services LLC 441 4th Street NW, Suite 600-S ATTN LITIGATION & RECOVERY DEPARTMENT David A. Hill, Esquire Washington, DC 20001-2714 PO BOX 6600 14605 Silverstone Drive JOHNSTON IA 50131-6600 Silver Spring, MD 20905-7418 Daniel Carvainis Danny Rago Davis, Agnor, Rapaport & Skalny, LL 611 N MacDill Ave PO Box 116 11000 Broken Land Pkwy. Suite 600 Columbia, MD 21044-3534 Tampa, FL 33609-1529 Appomattox, VA 24522-0116 District of Columbia DeLeon & Stang CPAs and Advisors District Concrete LLC 150 S East St., Ste 103 15722 CRABBS BRANCH WAY #2D **US Attorney** Frederick, MD 21701-6175 Derwood, MD 20855-2782 555 Fourth St., NW Washington, DC 20001-2733 Do keys aqueduct authority Dorchester County Public Works Dixia Velasquez Canales 3420 Julep Dr., Apt. 102 293 Sunset Key 5435 Handley Road Alexandria, VA 22306-3801 Key West, FL 33040-8406 Cambridge, MD 21613-3456

Doug and Myriam Haslinger 776 Hametown Rd Akron, OH 44333-1422 Dragonfly, Inc. d/b/a 95 Traffic Safety Supply 9011 E Hampton Drive Capitol Heights, MD 20743-3808 Duban Espinoza Mancia 6005 38th Pl. Hyattsville, MD 20782-3002

Case 24-60405 Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main Page 7 of 14 Dulles Greenway EBF BOROLD MEINT EBF Holdings, LLC

22375 BRODERICK DRIVE SUITE 260 D/B/A Everest Business Funding d/b/a Everest Business Funding Sterling, VA 20166-9348 400 East Pratt Street, Ste 900 8200 NW 52nd Terrace, Suite 200 Baltimore, MD 21202-3127 Miami, FL 33166-7852

EMC2 EMT Holdings, LLC 10110 Molecular Drive Suite 314 403 Kornblau Terrace Southeast

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MIAMI, FL 33180-1926

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Page 8 of 14 лв **Doccument** c/o Lawrence A. Katz, Trustee 1676 International Drive, # 1350 Mc Lean, VA 22102-4940

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Montanety 1000 and t Page 10 of 14 100 Maryland Avenue, 6th Floor Rockville, MD 20850-2367

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Southside electric cooperative 1712 w.Virginia ave Crewe, VA 23930-1049

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Suyapa Guzman Mata 907 Eastern Ave. Capitol Heights, MD 20743-1305

TRL Rents, LLC 4884 CORPORATE STREET SW Canton, OH 44706-1907

The Burns Law Firm, LLC John D. Burns 6305 Ivy Lane, suite 340 Greenbelt, MD 20770-1433

The LaSource Group In c/o M-L Utilities Case: 557465 PO Box 422

North East, PA 16428-0422

Thushara W. Withanage Rodrigo 242 Canfield Ter. Frederick, MD 21702-8712

Tiger Fuel Company PO Box 1607 Charlottesville, VA 22902-1607 Case 24-60405
Tough Goals Marketing
1495 Key Parkway
Frederick, MD 21702-3745

TownDeficial Page 12 of 14
Collections Division
PO Box 8049
Cary, NC 27512-8049

Town of Elkton Elkton Municipal Building 173 W. Spotswood Avenue Elkton, VA 22827-1118

Town of La Plata 305 Queen Anne Street PO Box 2268 La Plata, MD 20646-2268 Town of Leesburg 25 West Market Street Leesburg, VA 20176-2901

Town of Princess Anne Portion 50489 BROAD ST Princess Anne, MD 21853

Truist Bank Support Services PO Box 85092 Richmond, VA 23285-5092 U.S. Small Business Administration 409 3rd Street SW, 2nd Floor Washington, DC 20416-0005

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US Department of Justice 950 Pennsylvania Ave NW Washington, DC 20530-0009 USTrustee Office of the United States Trustee 210 First Street, Suite 505 Roanoke, VA 24011-1620 United Health Care PO Box 740800 Atlanta, GA 30374-0800

United Rentals (North America) Inc. PO Box 100701 Atlanta, GA 30384-0711 University of Virginia Hospital PO Box 2093 Memphis, TN 38101-2093 VINCENT J ROLDAN ESQ MANDELBAUM BARRET PC 3 BECKER FARM ROAD, STE 105 ROSELAND, NJ 07068-1726

Vanessa Odom 4220 Quailshire Ct. Chesapeake, VA 23321-3197 Verizon
by American InfoSource as agent
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Houston, TX 77210-4457

Verizon Communications c/o CMR Claims Dept PO Box 60553 Oklahoma City, OK 73146-0553

Verizon Wireless PO BOX 16801 Newark, NJ 07101-6801 Virginia Dept of Transportation PO BOX 1234 Clifton Forge, VA 24422-0724 Virginia Office of Attorney General 202 North Ninth Street Richmond, VA 23219-3402

WM Enterprise LLC 11720 Beltsville Dr. Ste 160 Beltsville, MD 20705-3166 Washington Air Compressor PO Box 5450 White Plains, NY 10602-5450 Washington Gas Light Company PO Box 57000 Springfield, VA 22150-7000

Waste Management P.O.Box 13648 Philadelphia, PA 19101-3648 Western District of Virginia US Attorney's Office P.O. Box 1709 Roanoke, VA 24008-1709 White Oak Commercial Finance LLC 1155 Avenue of the Americas, FL 15 New York, NY 10036-2711

Wilmer Varela 1507 Paula Dr. Silver Spring, MD 20903-2237 Woodall & Lang, Inc PO Box 864 Lynchburg, VA 24505-0864 Xfinity 293 sunset key Key west, FL 33040-8406

ZIPIN AMSTER & GREENBERG LLC T BRUCE GODFREY ESQ 8757 GEORGIA AVE, STE 400 SILVER SPRING, MD 20910-3738

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Case 24-60405 Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main Zemaniaculan entity Page 13 of 14 B. Webb King c/o Paul A. Driscoll

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Christopher S Moffitt 218 North Lee Street 3rd Floor Alexandria, VA 22314-2631

Office of the United States Trustee 210 First Street, Suite 505 Roanoke, VA 24011-1620

> Christopher Stuart Moffitt 218 North Lee Street 3rd Floor Alexandria, VA 22314-2631

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Capitol Paving of D.C., Inc. 2211 Channing Street, NE Washington, DC 20018-2127

DEERE CREDIT SERVICES INC ATTN LITIGATION & RECOVERY DEPt PO BOX 6600 Johnston, IA 50131-6600

Herc Rentals, Inc. ATTN BANKRUPTCY 27500 RIVERVIEW CENTER BLVD 2ND FL Bonita Springs, FL 34134-4325

Johns Hopkins Medicine PO Box 417714 Boston, MA 02241

MARYLAND TRANSPORTATION AUTHORITY 2310 BROENING HIGHWAY Baltimore, MD 21224-6673

Marlin Business Corporation 300 Fellowship Mount Laurel, NJ 08054-1727

(d) Marlin Business Corporation fka Marlin Bus 300 Fellowship Road Mount Laurel, NJ 08054

NJ EZPASS ATTN JASMINE JENKIN 375 MCCARTER HIGHWAY Suite 200 Newark, NJ 07114-2562

PAWNEE LEASING CORPORATION ATTN SANDI CARR 3801 AUTOMATION WAY STE 207 Fort Collins, CO 80525-5735

PEPCO HOLDINGS INC LEGAL SERVICES 701 NINTH ST NW SUITE 1100 Washington, DC 20068-0001

STEARNS BANK NATIONAL ASSOCIATION ATTN LEGAL DEPARTMENT 4191 2ND STREET SOUTH Saint Cloud, MN 56301-3761

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) White Oak Commercial Finance, LLC

(u) Laksiri Karunaratne Reimbursement NY 13427

(d) WM Enterprise, LLC 11720 Beltsville Drive, Suite 160 Beltsville, MD 20705-3166

Case 24-60405 (d) White Oak Commercial Finance, LLC 1155 Avenue of the Americas FL 15 New York, NY 10036-2711

Doc 99 Filed 06/17/24 Entered 06/17/24 15:47:09 Desc Main (d) With Countercia Prigance, 41 of 14 1155 Avenue of the Americas Floor 15 New York, NY 10036-2711

(d) Meredith Boone 711 Applegate Rd Appomattox, VA 24522-9483

End of Label Matrix Mailable recipients 276 Bypassed recipients 6 Total 282